

**Department of Commerce Export Enforcement Cases  
Closed October 1, 1998, to September 30, 1999**

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<b>ORDER DATE</b>	<b>CASES</b>	<b>CHARGES</b>	<b>SECTIONS VIOLATED</b>	<b>RESPONDENTS</b>	<b>RESULT</b>
10/23/98	In the Matter of Export Materials, Inc. and TIC Ltd.	Reason to believe that the respondents employed a scheme to export U.S.-origin products from the United States, through the United Kingdom or Italy, to Libya, a country subject to a comprehensive economic sanctions program, without the authorization required.	EAA EAR	Export Materials, Inc. and TIC Ltd.	Order temporarily denying export privileges was renewed for 180 days .
10/23/98	In the Matter of Thane-Coat, Inc., Jerry Vernon Ford and Preston John Engebretson	Reason to believe that the respondents employed a scheme to export U.S.-origin products from the United States, through the United Kingdom or Italy, to Libya, a country subject to a comprehensive economic sanctions program, without the authorization required.	EAA EAR	Thane-Coat, Inc., Jerry Vernon Ford and Preston John Engebretson	Order temporarily denying export privileges to the United Kingdom, the Bahamas, Libya, Cuba, Iraq, North Korea, Iran, and any other country or countries that may be made subject in the future to a general trade embargo was renewed for 180 days; at least 14 days in advance of any export that any of the denied persons intends to make of any item from the United States to any destination world-wide, the denied person will provide to BXA notice of the intended export, copies of all documents reasonably related to subject transactions and the opportunity during the 14-day notice period to inspect physically the item at issue.

<b>ORDER DATE</b>	<b>CASES</b>	<b>CHARGES</b>	<b>SECTIONS VIOLATED</b>	<b>RESPONDENTS</b>	<b>RESULT</b>
11/23/98	In the Matter of Kiyoyuki Yasutomi	Knowingly reexporting and causing to be reexported, from Japan to Pakistan, computer equipment designated on the Commodity Control List without obtaining the required authorization from the Department of Commerce.	Section 2410(a) of the EAA	Kiyoyuki Yasutomi	Export privileges denied until January 5, 2008
01/25/99	In the Matter of Francisco Javier Ferreiro-Parga	Knowingly, willfully, and unlawfully exported and caused to be exported two containers of goods to Ria Haina, Dominican Republic, under a false bill of lading, from where the containers of goods were transshipped to Havana, Cuba, without the required export licenses.	Sections 1702 and 1705 of the IEEPA	Francisco Javier Ferreiro-Parga	Export privileges denied until December 12, 2007
02/01/99	In the Matter of Jose Luis Sesin	Knowingly, willfully, and unlawfully exported and caused to be exported, under a false bill of lading, eight containers of goods to the Dominican Republic, which were then transshipped to Havana, Cuba, without the required export licenses.	Sections 1702 and 1705 of the IEEPA	Jose Luis Sesin	Export privileges denied until May 20, 2006

<b>ORDER DATE</b>	<b>CASES</b>	<b>CHARGES</b>	<b>SECTIONS VIOLATED</b>	<b>RESPONDENTS</b>	<b>RESULT</b>
02/02/99	In the Matter of Kenneth Broder	Knowingly, willfully, and unlawfully exported and caused to be exported 18 containers of goods to Ria Haina, Dominican Republic, which were then transshipped to Havana, Cuba, without the required export licenses.	Sections 1702 and 1705 of the IEEPA	Kenneth Broder	Export privileges denied until February 2, 2007
02/19/99	In the Matter of Aluminum Company of America (ALCOA)	Exported potassium fluoride and sodium fluoride to Jamaica and Suriname without obtaining the required validated export licenses; made false or misleading statements of material fact on export control documents.	787.6 [50] 787.5(a) [50]	Aluminum Company of America (ALCOA)	Civil penalty of \$750,000
02/26/99	In the Matter of PPG Industries de Mexico, S.A. de C.V.	Caused, aided, and abetted the export of U.S.-origin potassium fluoride to Mexico without the required validated licenses; in connection with two shipments, PPG Industries had knowledge or reason to know that a violation of the Act, or any regulation, order, or license issued thereunder occurred, was about to occur, or was intended to occur.	787.2 [8] 787.4(a) [2]	PPG Industries de Mexico, S.A. de C.V.	Settlement agreement - civil penalty of \$60,000, \$20,000 suspended for one year

<b>ORDER DATE</b>	<b>CASES</b>	<b>CHARGES</b>	<b>SECTIONS VIOLATED</b>	<b>RESPONDENTS</b>	<b>RESULT</b>
03/23/99	In the Matter of Aldrich Hazen Ames, also known as “Kolokol” and as “K”	Unlawfully and knowingly combined, conspired, confederated, and agreed with other persons, both known and unknown, including officers of the intelligence services of the Union of Soviet Socialist Republics (U.S.S.R.) and later Russia, to knowingly and unlawfully communicate, deliver, and transmit to a foreign government information relating to the national defense of the United States.	Section 794(c) of the Espionage Act	Aldrich Hazen Ames, also known as “Kolokol” and as “K”	Export privileges denied until April 24, 2004
03/23/99	In the Matter of Harold J. Nicholson, also known as “Nevil R. Strachey” and as “Batman”	Unlawfully and knowingly combined, conspired, confederated and agreed with other persons, both known and unknown, including officers of the intelligence services of the Russian Federation, to knowingly and unlawfully communicate, deliver, and transmit, and attempt to communicate, deliver, and transmit, to representatives of a foreign government information relating to the national defense of the United States.	Section 794(a) and (c) of the Espionage Act	Harold J. Nicholson, also known as “Nevil R. Strachey” and as “Batman”	Export privileges denied until June 5, 2007

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03/23/99	In the Matter of A.V.S. Armoured Vehicles' Systems, Inc., now known as S.P.L. Spare Parts Logistics, Inc.	Knowingly and willfully made an untrue statement of a material fact on an export control document	Section 38 of the AECA	A.V.S. Armoured Vehicles' Systems, Inc., now known as S.P.L. Spare Parts Logistics, Inc.	Export privileges denied until April 10, 2000
03/29/99	In the Matter of CN Biosciences and Calbiochem-Novabiochem (UK) Ltd.	Exported U.S.-origin biological toxins to various destinations without obtaining the required validated export licenses; reexported a U.S.-origin biological toxin from the United Kingdom to the Republic of Ireland without obtaining the required reexport authorization.	787.6 [177]	CN Biosciences and Calbiochem-Novabiochem (UK) Ltd.	Settlement agreement - civil penalty of \$708,000, \$354,000 suspended for one year
04/12/99	In the Matter of Khaled Khalil El-Awar	Knowingly and willfully exported and caused to export steel pipe and oil field accessories from the United States to Rotterdam, Holland, for transshipment to Libya.	Sections 1702 and 1705 of the IEEPA	Khaled Khalil El-Awar	Export privileges denied until August 5, 2003
04/13/99	In the Matter of Schott Fiber Optics, Inc.	Exported U.S.-origin second generation 18mm fiber optic inverters from the United States to the Netherlands without obtaining the required validated licenses.	787.6 [20]	Schott Fiber Optics, Inc.	Settlement agreement - civil penalty of \$50,000, \$10,000 suspended for one year

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04/20/99	In the Matter of Export Materials, Inc. and TIC Ltd.	Reason to believe that the respondents employed a scheme to export U.S.-origin products from the United States, through the United Kingdom or Italy, to Libya, a country subject to a comprehensive economic sanctions program, without the authorization required.	EAA EAR	Export Materials, Inc. and TIC Ltd.	Order temporarily denying export privileges was renewed for 180 days
04/20/99	In the Matter of Thane-Coat, Inc., Jerry Vernon Ford, and Preston John Engebretson	Reason to believe that the respondents employed a scheme to export U.S.-origin products from the United States, through the United Kingdom or Italy, to Libya, a country subject to a comprehensive economic sanctions program, without the authorization required.	EAA EAR	Thane-Coat, Inc., Jerry Vernon Ford and Preston John Engebretson	Order temporarily denying export privileges to the United Kingdom, the Bahamas, Libya, Cuba, Iraq, North Korea, Iran, and any other country or countries that may be made subject in the future to a general trade embargo was renewed for 180 days; at least 14 days in advance of any export that any of the denied persons intends to make of any item from the United States to any destination worldwide, the denied person will provide to BXA notice of the intended export, copies of all documents reasonably related to subject transactions, and the opportunity during the 14-day notice period to inspect physically the item at issue.

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04/27/99	In the Matter of William F. McNeil and American Protection Corporation	Knowingly and willfully exported and caused to exported U.S.-origin electronic riot shields to Romania without applying for and obtaining the required authorization from the Commerce Department.	Sections 1701 and 1705 of IEEPA	William F. McNeil and American Protection Corporation	Added American Protection Corporation as a related party to William F. McNeil, a person denied all U.S. export privileges until August 8, 2001.
06/02/99	In the Matter of Kidde-Fenwal, Inc.	Made a false and misleading statement of material fact on an export control document.	787.5(a) [1]	Kidde-Fenwal, Inc.	Settlement agreement - civil penalty of \$10,000, \$2,500 suspended for one year
06/18/99	In the Matter of Kenneth Broder	Knowingly, willfully, and unlawfully exported and caused to be exported 18 containers of goods to Ria Haina, Dominican Republic, which were then transshipped to Havana, Cuba, without the required export licenses.	Sections 1702 and 1705 of the IEEPA	Kenneth Broder	Amended February 2, 1999 Order to suspend its application to EAR 99 items that are exported or reexported to the Dominican Republic by Broder or on his behalf for use or consumption there.
06/21/99	In the Matter of Sun Microsystems of California Ltd.	Caused, aided, or abetted the doing of an act prohibited by the Act or any regulation, order, or license issued thereunder; arranged for the shipment of Sun spareservers, sparestations, or workstations, including related equipment, software, and peripherals, to China Xiao Feng Technology & Equipment Company with knowledge or reason to know that a violation of the Act or any regulation, order, or license issued thereunder occurred, was about to occur, or was intended to occur.	787.2 [2] 787.4(a) [2]	Sun Microsystems of California Ltd.	Settlement agreement - civil penalty of \$30,000

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06/24/99	In the Matter of Ali Mozaffari, individually and doing business as Interlink Computer Technology, Inc.	Attempted to export from the United States to Iran, through Germany, U.S.-origin computers and computer equipment with knowledge or reason to know that a violation of the Act, or any regulation, order, or license issued thereunder occurred, was about to occur, or was intended to occur.	764.2(c) [1] 764.2(e) [1]	Ali Mozaffari, individually and doing business as Interlink Computer Technology	Settlement agreement - civil penalty of \$5,000; export privileges denied for five years, denial period suspended for five years.
07/12/99	In the Matter of Fawzi Mustapha Assi	Attempted to export from the United States to Lebanon a thermal imaging camera without the export license that he knew or had reason to know was required; failed to file the required Shipper's Export Declaration with the U.S. Customs Service.	764.2(c) [1] 764.2(e) [1] 764.2(g) [1]	Fawzi Mustapha Assi	Export privileges denied for 20 years
07/12/99	In the Matter of Dmitry N. Chernyshenko and SFT Advertising Agency	Caused the export of a Hewlett-Packard Apollo Model 735 Workstation with a 99 Mhz PA RISC processor chip from the United States through Germany to Russia, the ultimate destination; concealed material facts directly or indirectly from a United States agency; caused, counseled, or induced a third party in the making of a false statement of material fact either directly or indirectly to a United States agency on an export control document.	787.2 [1] 787.4(a) [1] 787.5(a) [1]	Dmitry N. Chernyshenko and SFT Advertising Agency	Export privileges denied for ten years



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07/12/99	In the Matter of Nancy Ann Harvey	Exported to the Republic of South Africa, U.S.-origin shotguns (with barrel lengths of 18 inches and over) and shotgun shells without obtaining the required validated export license she knew or had reason to know were required; made false or misleading representations of material fact directly or indirectly to a United States agency in connection with the preparation, submission, or use of an export control document.	787.4(a) [1] 787.5(a) [1] 787.6 [1]	Nancy Ann Harvey	Export privileges denied for three years
07/12/99	In the Matter of Export Materials, Inc.	Conspiracy; conspired with Thane-Coat, Inc., Jerry Vernon Ford, Preston John Engebretson, and TIC Ltd. to export polyurethane and polyether polyurethane to Libya without applying for and obtaining the export authorizations that the conspirators knew or had reason to know were required; made false or misleading statements of material fact directly or indirectly to a United States agency in connection with the use of export control documents.	787.3(b)/ 787A.3(b) [1] 787.4(a) [32] 787A.4(a) [5] 787.5(a) [32] 787A.5(a) [5] 787.6 [32] 787A.6 [5]	Export Materials, Inc.	Export privileges denied for 20 years

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07/12/99	In the Matter of TIC Ltd.	Conspiracy; conspired with Thane-Coat, Inc., Jerry Vernon Ford, Preston John Engebretson, and Export Materials, Inc. to export polyurethane and polyether polyurethane to Libya without applying for and obtaining the export authorizations that the conspirators knew or had reason to know were required; made false or misleading statements of material fact directly or indirectly to a United States agency in connection with the use of export control documents.	787.3(b)/ 787A.3(b) [1] 787.4(a) [32] 787A.4(a) [5] 787.5(a) [32] 787A.5(a) [5] 787.6 [32] 787A.6 [5]	TIC Ltd.	Export privileges denied for 20 years
07/15/99	In the Matter of Morris Rothenberg & Son, Inc., and doing business as Rothco	Exported from the United States to various foreign destinations U.S.-origin handcuffs, defender SAP gloves, stun guns, and pistol laser sights without the required validated export licenses; attempted to export to El Salvador U.S.-origin handcuffs without the required validated export license.	787.6 [17] 787A.6 [2] 787.3 [1]	Morris Rothenberg & Son, Inc., doing business as Rothco	Settlement agreement - civil penalty of \$200,000; export privileges denied for one year, denial period suspended for one year

ORDER DATE	CASES	CHARGES	SECTIONS VIOLATED	RESPONDENTS	RESULT
07/19/99	In the Matter of Kurt Alan Stand, also known as Ken, Junior, and Alan David Jackson	Unlawfully and knowingly combined, conspired, confederated, and agreed with other persons, both known and unknown, to communicate, deliver, and transmit writings and information relating to the national defense of the United States, with intent and reason to believe that the same would be used to the injury of the United States and to the advantage of the following governments: the German Democratic Republic, the Union of Soviet Socialist Republics, the Russian Federation, and the Republic of South Africa; attempted to communicate, deliver, and transmit classified secret documents pertaining to the national defense of the United States, with reason to believe that they were to be used to the injury of the United States and to the advantage of the Republic of South Africa; copied, made, took, and obtained classified secret documents and writings connected with the national defense of the United States.	Section 794(a) and (c), and Section 793(b) of the Espionage Act	Kurt Alan Stand, also known as Ken, Junior, and Alan David Jackson	Export privileges denied until January 22, 2009

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07/19/99	In the Matter of Theresa Marie Squillacote, also known as Tina, Mary Teresa Miller, Schwan, The Swan, Margaret, Margit, Margret, Margrit, Lisa Martin, Resi, and Anne	See Kurt Alan Stand	Section 794(a) and (c), and Section 793(b) of the Espionage Act	Theresa Marie Squillacote, also known as Tina, Mary Teresa Miller, Schwan, The Swan, Margaret, Margit, Margret, Margrit, Lisa Martin, Resi, and Anne	Export privileges denied until January 22, 2009
07/19/99	In the Matter of James Michael Clark	Unlawfully and knowingly combined, conspired, confederated, and agreed with other persons, both known and unknown, to communicate, deliver, and transmit writings and information relating to the national defense of the United States, with intent and reason to believe that the same would be used to the injury of the United States and to the advantage of the following governments: the German Democratic Republic, the Union of Soviet Socialist Republics, the Russian Federation, and the Republic of South Africa.	Section 794(a) and (c) of the Espionage Act	James Michael Clark	Export privileges denied until December 4, 2008

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08/03/99	In the Matter of Fadi Boutros, also known as Fadi E. Sitto, Fadi Jirjis, and Fred Boutros	Willfully attempted to export defense articles on the U.S. Munitions List from the United States to Iraq via Jordan, namely, ITT Aviator Night Vision GEN III AN/AVS 6 systems, without first having obtained the required export license from the United States Department of State, and of willfully dealing and attempting to deal in defense articles on the U.S. Munitions List intended for exportation to Iraq via Jordan, specifically, ITT Aviator Night Vision GEN III AN/AVS 6 systems, and engaged and attempted to engage in activity intended to promote such dealing, without first having obtained the authorization of the United States Department of The Treasury, in violation of the embargo against Iraq contained in the Office of Foreign Assets Control's Iraqi Sanctions Regulations.	Section 38 of the AECA and Section 1705(b) of the IEEPA	Fadi Boutros, also known as Fadi E. Sitto, Fadi Jirjis, and Fred Boutros	Export privileges denied until April 29, 2009
08/05/99	In the Matter of Starlite Technical Service, Inc.	Exported from the United States to Lebanon and Columbia U.S.-origin chemicals without the required validated export licenses; exported U.S.-origin chemicals to Lebanon without the required license.	787.6 [3] 787A.6 [1] 764.2(a) [1]	Starlite Technical Service, Inc.	Settlement agreement - civil penalty of \$25,000

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09/30/99	In the Matter of Laser Devices, Inc.	Attempted to export, through the U.S. Postal Service, U.S.-origin laser aimers/sights to Taiwan without the required validated export license.	787.3 [1]	Laser Devices, Inc.	Settlement agreement - civil penalty of \$10,000
09/30/99	In the Matter of Varlen Corporation	Made false or misleading statement of material fact directly or indirectly to a U.S. Government agency in connection with the preparation, submission or use of an export control document.	787.5(a) [1]	Varlen Corporation	Settlement agreement - civil penalty of \$10,000
09/30/99	In the Matter of Gilbert & Jones, Inc.	Exported U.S.-origin potassium cyanide to Taiwan without obtaining the required validated export licenses.	787.6 [2]	Gilbert & Jones, Inc.	Settlement agreement - civil penalty of \$5,000
09/30/99	In the Matter of American Type Culture Collection	Exported U.S.-origin microorganisms to various destinations without obtaining the required validated export licenses.	787.6 [56] 787A.6 [2]	American Type Culture Collection	Settlement agreement - civil penalty of \$290,000, civil payment suspended for two years